TITLE 36.—PATRIOTIC SOCIETIES AND OBSERVANCES

Chap. Sec.
41A. Little League Baseball, Inc. [New]..... 1071
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Chapter 1.—AMERICAN NATIONAL RED CROSS

CHAPTER REFERRED TO IN OTHER SECTIONS

This chapter is referred to in title 42 section 5143.

Chapter 3.—THE AMERICAN LEGION

§ 45. Membership.

No person shall be a member of this corporation unless he has served in the naval or military services of the United States at some time during any of the following periods: April 6, 1917, to November 11, 1918; December 7, 1941, to December 31, 1946; June 25, 1950, to January 31, 1955; August 5, 1964, to August 15, 1973; all dates inclusive, or who, being a citizen of the United States at the time of entry therein, served in the military or naval service of any of the governments associated with the United States during said wars or hostilities: *Provided, however,* That such person shall have an honorable discharge or separation from such service or continues to serve honorably after any of the aforesaid terminal dates. (As amended Dec. 27, 1974, Pub. L. 93–557, 88 Stat. 1792.)

AMENDMENTS

1975—Pub. L. 93–557 substituted "December 31, 1946" for "September 2, 1945", "January 31, 1955" for "July 27, 1953", and "August 15, 1973" for "the date of cessation of hostilities as determined by the Government of the United States".

Chapter 7.—AMERICAN WAR MOTHERS

§ 97. Membership.

The membership of American War Mothers is limited to women, and no woman shall be and become a member of this corporation unless she is a citizen of the United States and unless her son or sons or daughters or daughters of her blood, her legally adopted son or sons or legally adopted daughter or daughters, or her stepson or stepsons or stepdaughter or stepdaughters served in the Armed Forces of the United States or of its allies in World War I, World War II, the Korean conflict, or any subsequent war or conflict involving the United States, having an honorable discharge from such service, or being still in the service. (As amended Apr. 12, 1974, Pub. L. 93–267, 88 Stat. 85.)

AMENDMENTS

1974—Pub. L. 93–267 extended membership in American War Mothers to certain adoptive mothers and stepmothers.

Chapter 8.—AMERICAN BATTLE MONUMENTS COMMISSION

§§ 121b to 122a.

REPEALED

Pub. L. 92–77, title V, § 501, Aug. 10, 1971, 85 Stat. 264; Pub. L. 92–544, title V, § 501, Oct. 25, 1972, 86 Stat. 1128; Pub. L. 93–162, title V, § 501, Nov. 27, 1973, 87 Stat. 653; Pub. L. 93–414, title II, § 201, Sept. 6, 1974, 88 Stat. 1099; Pub. L. 94–116, title II, § 201, Oct. 17, 1975, 89 Stat. 587.)

§ 125. Erection of war memorials.

(a) Cooperation with States, etc.

The Commission is authorized to cooperate with American citizens, States, municipalities, or associations desiring to erect war memorials outside the continental limits of the United States in such manner as may be determined by the Commission: *Provided,* That no assistance in erecting any such memorial shall be given by any administrative agency of the United States unless the plan has been approved in accordance with the provisions of sections 121, 122b, 123 to 125, 127, 128, 131, 132, and 138 to 138b of this title.

(b) Control, administration, and maintenance of war memorials by the Commission.

(1) The Commission is authorized, in its discretion, to assume responsibility for the control, administration, and maintenance of any war memorial erected before, on, or after the effective date of this subsection outside the United States by an American citizen, a State, a political subdivision of a State, any other non-Federal governmental agency, foreign agency, or private association to commemorate the services of any of the American Armed Forces in hostilities occurring since April 6, 1917, if (A) the memorial is not erected on the territory of the former enemy concerned, and (B) the sponsors of the memorial consent to the Commission assuming such responsibilities and transfer to the Commission all their right, title, and interest in the memorial. If reasonable effort fails to locate the sponsors of a memorial, the Commission may assume responsibility therefor under this subsection by agreement with the appropriate foreign authorities. A decision of the Commission to assume responsibility for any war memorial under this subsection is final.

(2) Any funds accumulated by the sponsors for the maintenance and repair of a war memorial for which the Commission assumes responsibility under this subsection may be transferred to the Commission for use in carrying out the purpose of sections 121, 122b, 123 to 125, 127, 128, 131, 132, and 138 to 138b of this title. Any such funds so transferred shall be deposited by the Commission in the manner provided for in section 128 of this title.

(c) Demolition of war memorials erected on foreign soils and other functions of the Commission.

The Commission is authorized to take necessary measures to demolish any war memorial erected on foreign soil by an American citizen, a State, a political subdivision of a State, any other non-Federal governmental agency, foreign agency, or private association and to dispose of the site of such memorial in such manner as it deems proper, if—

(1) the appropriate foreign authorities agree to such demolition; and

(2) the sponsors of the memorial consent to such demolition; or

(3) the memorial has fallen into disrepair and a reasonable effort on the part of the Commission has failed—

(A) to persuade the sponsors to maintain the memorial at a standard acceptable to the Commission, or

(B) to locate the sponsors.

(d) Definition.

As used in this section, the term "sponsors" includes the legal successors to the sponsor. (As amended Jan. 2, 1974, Pub. L. 93–244, 87 Stat. 1070.)

REFERENCES IN TEXT

The effective date of this subsection, referred to in subsec. (b)(1), is the effective date of Pub. L. 93–244, which was approved on Jan. 2, 1974.

AMENDMENTS

1974—Pub. L. 93–244 designated existing provisions as subsec. (a) and added subsecs. (b)–(d).

SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in sections 121, 127, 128, 138a, 138b of this title

Chapter 9.—NATIONAL OBSERVANCES

Sec.

142a. Third Sunday in June designated as Father's Day; display of flags on buildings; observance [New].
157b. Honor America Days [New].
169g. Memorial Day as day of prayer for permanent peace. [New].
169h. National Day of Prayer.

PROC. NO. 4357. ARMED FORCES DAY

Proc. No. 4357, Mar. 25, 1975, 40 F.R. 13293, provided:

For nearly two hundred years, in times of war and peace, the Armed Forces of the United States have served the Nation with courage and devotion. In this country, and throughout the world, those who wear the uniforms of the Army, Navy, Air Force, Marine Corps, and Coast Guard are respected for their patriotic service.

It is fitting and proper that we set aside one day each year to pay tribute to these men and women.

NOW, THEREFORE I, GERALD R. FORD, President of the United States of America and Commander in Chief of the Armed Forces of the United States, continuing the precedent of my five immediate predecessors in this Office, do hereby proclaim the third Saturday of each May as Armed Forces Day.

I direct the Secretary of Defense on behalf of the Army, the Navy, the Air Force, and the Marine Corps, and the Secretary of Transportation on behalf of the Coast Guard, to plan for appropriate observances each year, with the Secretary of Defense responsible for soliciting the participation and cooperation of civil authorities and private citizens.

I invite the Governors of the States, the Commonwealth of Puerto Rico, and other areas subject to the jurisdiction of the United States, to provide for the observance of Armed Forces Day within their jurisdiction each year in an appropriate manner designed to enhance public understanding and appreciation of the Armed Forces of the United States.

I also invite national and local veterans, civic and other organizations to provide for the observance of Armed Forces Day each year.

I call upon my fellow Americans not only to display proudly the flag of the United States at their homes on Armed Forces Day, but also to avail themselves of the opportunity to further their knowledge of our Defense Establishment and of the men and women who constitute our real national strength, by attending and participating in the local observances of the day.

Proclamation No. 4276 of March 21, 1974, is hereby superseded.

IN WITNESS WHEREOF, I have hereunto set my hand this twenty-fifth day of March in the year of our Lord nineteen hundred seventy-five, and of the Independence of the United States of America the one hundred ninety-ninth.

GERALD R. FORD

PRIOR PROCLAMATIONS

Proc. No. 3655, May 7, 1965, 30 F.R. 6467, which proclaimed Armed Forces Day as the third Saturday of May in each year, was superseded by Proc. No. 4276, Mar. 21, 1974, 39 F.R. 10877.

Proc. No. 4276, Mar. 21, 1974, 39 F.R. 10877, which proclaimed Armed Forces Day as the third Saturday of May in each year, was superseded by Proc. No. 4357, Mar. 25, 1975, 40 F.R. 13293.

PROC. NO. 4411. THE BICENTENNIAL YEAR

Proc. No. 4411, Dec. 31, 1975, 41 F.R. 1035, provided:

In the year 1776, the people of our land dedicated themselves in word and deed to the principles of liberty, equality, individual dignity, and representative government. It was a hectic but heroic beginning of a process which led to the creation of a great Republic symbolizing then, as it does today, the hope of the future.

The year 1776 was a year of revolution, not merely in the rejection of colonial rule, but in the thoughtful, eloquent, and enduring expression of a government to foster and perpetuate the development of a free and independent people.

Now, two hundred years later, we have settled our continent and turned our vision to the limits of the universe. We are the richest nation in the world—rich in our resources, rich in our creativity, rich in our strength, and rich in our people—from our Native Americans to those who have come from every country on earth to share in the hope, the work, and the spirit of our Republic.

The challenges faced by our forebears were not only to their physical capabilities but also to their faith in the future. Their response to these challenges affirmed their deep belief that by their actions they could create a better world for themselves and those that would follow. As we enter America's third century, let us emulate in word and deed, their resolve and vision.

NOW, THEREFORE, I. GERALD R. FORD, President of the United States of America, do hereby proclaim the year of our Lord nineteen hundred seventy-six as The Bicentennial Year. Let 1976 be a year of reflection, a year of sharing, and foremost, a year of achievement.

I urge all Americans to reflect, from time to time during this Bicentennial Year, on the historic events of our past, on the heroic deeds of those whose legacy we now enjoy, and on the compelling visions of those who helped shape our constitutional government.

I call upon educators, clergy and labor, business and community leaders, as well as those in the communications media, to review our history and publicize the shaping events, people, and ideas of our historic beginnings.

I call upon every man, woman, and child to celebrate the diversity of tradition, culture and heritage that reflects our people and our patrimony. Let each of us resolve to cherish and protect what we have achieved in the United States of America and to build upon it in the years ahead, not by words alone, but by actions which bespeak a continuing commitment to a heritage of individual initiative, creativity, and liberty.

IN WITNESS WHEREOF, I have hereunto set my hand this thirty-first day of December, in the year of our Lord nineteen hundred seventy-five, and of the Independence of the United States of America the two hundredth.

GERALD R. FORD.

§ 142a. Third Sunday in June designated as Father's Day; display of flags on buildings; observance.

The third Sunday in June of each year is hereby designated as "Father's Day". The President is authorized and requested to issue a proclamation calling on the appropriate Government officials to display the flag of the United States on all Government buildings on such day, inviting the governments of the States and communities and the people of the United States to observe such day with appropriate ceremonies, and urging our people to offer public and private expressions of such day to the abiding love and gratitude which they bear for their fathers. (Pub. L. 92–278, Apr. 24, 1972, 86 Stat. 124.)

§ 157b. Honor America Days.

Congress declares the twenty-one days from Flag Day through Independence Day as a period to honor America, and further declares that there be public gatherings and activities at which the people of the United States can celebrate and honor their country in an appropriate manner. (Pub. L. 94–33, June 13, 1975, 89 Stat. 211.)

§ 169g. Memorial Day as day of prayer for permanent peace.

The President is authorized and requested to issue a proclamation calling upon the people of the United States to observe each May 30, Memorial Day, by praying, each in accordance with his religious faith, for permanent peace; designating a period during such day in which all the people of the United States may unite in prayer for a permanent peace; calling upon all the people of the United States to unite in prayer at such time; and calling uopn the newspapers, radio stations, and all other mediums of information to join in observing such day and period of prayer. (May 11, 1950, ch. 182, 64 Stat. 158.)

§ 169h. National Day of Prayer.

The President shall set aside and proclaim a suitable day each year, other than a Sunday, as a National Day of Prayer, on which the people of the United States may turn to God in prayer and meditation at churches, in groups, and as individuals. (Apr. 17, 1952, ch. 216, 66 Stat. 64.)

CODIFICATION

Section was formerly classified to section 185 of this title.

Chapter 10.—PATRIOTIC CUSTOMS

Sec.
185. Transferred.

§ 174. Same; time and occasions for display; hoisting and lowering.

VALLEY FORGE STATE PARK, PENNSYLVANIA; DISPLAY OF FLAG

Pub. L. 94–53, July 4, 1975, 89 Stat. 259, provided: "That, notwithstanding the rule or custom pertaining to the display of the flag of the United States of America between sunrise and sunset, as set forth in section 2(a) of the joint resolution, entitled, "Joint resolution to codify and emphasize existing rules and customs pertaining to the display and use of the flag of the United States of America", approved June 22, 1942 (36 U.S.C. 174(a)) [subsec. (a) of this section], the flag of the United States of America may be flown for twenty-four hours of each day on the grounds of the National Memorial Arch in Valley Forge State Park, Valley Forge, Pennsylvania. The flag may not be flown pursuant to the authority contained in this Act during the hours from sunset to sunrise unless it is illuminated."

PROC. NO. 4064. DISPLAY OF FLAGS AT THE WASHINGTON MONUMENT

Proc. No. 4064, July 6, 1971, 36 F.R. 12967, provided:

The Washington Monument stands day and night as America's tribute to our first President. The fifty American flags that encircle the base of the Monument represent our fifty States and, at the same time, symbolize our enduring Federal Union.

As this Nation's 200th year approaches, I believe that it would do all Americans well to remember the years of our first President and to recall the enduring ideals of our Nation.

As an expression of our rededication to the ideals of America and in accordance with the joint resolution of Congress of June 22, 1942 (56 Stat. 377), as amended by the joint resolution of December 22, 1942, (56 Stat. 1074) [this section], which permits the flag to be displayed at night "upon special occasions when it is desired to produce a patriotic effect," it is appropriate that our national colors henceforth be displayed day and night at the Washington Monument.

NOW, THEREFORE, I, RICHARD NIXON, President of the United States of America, do hereby proclaim that, effective July 4, 1971, the fifty flags of the United States of America displayed at the Washington Monument in the District of Columbia be flowned at all times during the day and night, except when the weather is inclement.

The rules and customs pertaining to the display of the flag as set forth in the joint resolution of June 22, 1942, as amended [section 173 et seq. of this title], are hereby modified accordingly.

IN WITNESS WHEREOF, I have hereunto set my hand this sixth day of July, in the year of our Lord nineteen hundred seventy-one, and of the Independence of the United States of America the one hundred ninety-sixth.

RICHARD NIXON.

PROC. NO. 4131. DISPLAY OF FLAG AT UNITED STATES CUSTOMS PORTS OF ENTRY

Proc. No. 4131, May 5, 1972, 37 F.R. 9311, provided:

The flag of the United States should be one of the first things seen at our Customs ports of entry, both by American citizens returning from abroad and by travelers from other countries.

As the symbol of our country and our freedoms, the national colors of the United States provide a welcome greeting of warm promise.

Many people, however, enter our country at night when the flag is not flown, because of the nearly universal custom of displaying it only from sunrise to sunset.

Authority exists to amend that custom. A Congressional joint resolution of June 22, 1942 (56 Stat. 377), as amended (36 U.S.C. 173–178), permits the flag to be displayed at night "upon special occasions when it is desired to produce a patriotic effect."

I believe it is appropriate that returning citizens and visitors from other countries be welcomed by our flag whether they arrive at their ports of entry by night or by day.

NOW, THEREFORE, I, RICHARD NIXON, President of the United States of America, do hereby proclaim that the flag of the United States of America shall hereafter be displayed at all times during the day and night, except when the weather is inclement, at United States Customs ports of entry which are continually open.

The rules and customs pertaining to the display of the flag, as set forth in the joint resolution of June 22, 1942, as amended, are hereby modified accordingly.

IN WITNESS WHEREOF, I have hereunto set my hand this fifth day of May, in the year of our Lord nineteen hundred seventy-two, and of the Independence of the United States of America the one hundred ninety-sixth.

RICHARD NIXON.

§ 185. Transferred.

CODIFICATION

Section, act Apr. 17, 1952, ch. 216, 66 Stat. 64, which related to the National Day of Prayer, is now classified to section 169h of this title.

Chapter 30.—PRESIDENTIAL INAUGURAL CEREMONIES

§§ 721 to 725.

CODIFICATION

Sections are also set out in D.C. Code, §§ 1–1201 to 1–1205.

§§ 727 to 730.

CODIFICATION

Sections are also set out in D.S. Code, §§ 1–1207 to 1–1211.

Chapter 41.—NAVAL SEA CADET CORPS

§ 1042. Purposes of corporation.

The objects and the purposes of the corporation shall be, through organization and cooperation with the Department of the Navy, to encourage and aid American young people to develop an interest and skill in basic seamanship and in its naval adaptations, to train them in seagoing skills and to teach them patriotism, courage, self-reliance, and kindred virtues. (As amended Pub. L. 93–504, Nov. 29, 1974, 88 Stat. 1575.)

AMENDMENTS

1974—Pub. L. 93–504 substituted "young people" for "boys".

Chapter 41A.—LITTLE LEAGUE BASEBALL, INC. [NEW]

Sec.

1071. Corporation created.
1072. Completion of organization.
1073. Objects and purposes of corporation.
1074. Powers of corporation.
1075. Principal office; scope of activities; resident agent.
1076. Membership; voting rights.
1077. Board of directors; composition; responsibilities.
1078. Officers; election.
1079. Distribution of income or assets to members; loans.
1080. Nonpolitical nature of corporation.
1081. Liability for acts of officers and agents.
1082. Issuance of stock or payment of dividends prohibited.
1083. Books and records; inspection.
1084. Audit of financial transactions.
1085. Use of assets upon dissolution or liquidation.
1086. Exclusive right to name, emblems, seals, and badges.
1087. Acquisition of assets and liabilities of existing corporation.
1088. Reservation of right to amend or repeal chapter.

§ 1071. Corporation created.

James E. Axeman, Williamsport, Pennsylvania; Colonel Theodore P. Bank, Chicago, Illinois; Nicholas C. Colombo, Galveston, Texas; John K. Conneen, Bethlehem, Pennsylvania; Yale A. Corcoron, Chicago, Illinois; Doctor Arthur A. Esslinger, Eugene, Oregon; Merrill Martin Galloway, West Columbia, Texas; George H. Harding, Lebanon, Tennessee; Edward B. Johnson, Port Chester, New York; G. Herbert McCracken, New York, New York; Peter J. McGovern, Chairman, Williamsport, Pennsylvania; Frank J. McGrath, Scarsdale, New York; Doctor Elmon L. Vernier, Baltimore, Maryland; Milton F. Ziehn, Sacramento, California; and their successors, are created and declared to be a body corporate by the name of the Little League Baseball, Incorporated (hereinafter called the corporation), and by such name shall be known and have perpetual succession and the powers and limitations contained in this chapter. (Pub. L. 88–378, § 1, July 16, 1964, 78 Stat. 325.)

SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in sections 1072, 1077 of this title.

§ 1072. Completion of organization.

The persons named in section 1071 of this title are authorized to complete the organization of the corporation by the selection of officers and employees, the adoption of a constitution and bylaws, not inconsistent with this chapter, and the doing of such other acts as may be necessary for such purpose. (Pub. L. 88–378, § 2, July 16, 1964, 78 Stat. 325.)

§ 1073. Objects and purposes of corporation.

The objects and purposes of the corporation shall be—

(1) To promote, develop, supervise, and voluntarily assist in all lawful ways the interest of young people who will participate in Little League baseball.

(2) To help and voluntarily assist young people in developing qualities of citizenship and sportsmanship.

(3) Using the disciplines of the native American game of baseball, to teach spirit and competitive will to win, physical fitness through individual sacrifice, the values of teamplay and wholesome wellbeing through healthful and social association with other youngsters under proper leadership.

(Pub. L. 88–378, § 3, July 16, 1964, 78 Stat. 325, amended Pub. L. 93–551, Dec. 26, 1974, 88 Stat. 1744.)

AMENDMENTS

1974—Par. (1). Pub. L. 93–551 substituted "young people" for "boys".

Par. (2). Pub. L. 93–551 substituted "young people" for "boys" and "citizenship and sportsmanship" for "citizenship, sportsmanship, and manhood".

§ 1074. Powers of corporation.

The corporation shall have power—

(1) to sue and be sued, complain, and defend in any court of competent jurisdiction;

(2) to adopt, alter, and use a corporate seal;

(3) to choose such officers, directors, trustees, managers, agents, and employees as the business of the corporation may require;

(4) to adopt, amend, and alter a constitution and bylaws, not inconsistent with the laws of the United States or any State in which the corporation is to operate, for the management of its property and the regultaion of its affairs;

(5) to contract and be contracted with;

(6) to charge and collect membership dues, subscription fees, and receive contributions or grants of money or property to be devoted to the carrying out of its purposes;

(7) to take and hold by lease, gift, purchase, grant, devise, bequest or otherwise any property, real or personal, necessary for attaining the objects and carrying into effect the purposes of the corporation, subject to applicable provisions of law in any State (A) governing the amount or kind of real and personal property which may be held by, or (B) otherwise limiting or controlling

the ownership of real or personal property by a corporation operating in such State;

(8) to transfer, encumber, and convey real or personal property;

(9) to borrow money for the purposes of the corporation, issue bonds therefor, and secure the same by mortgage, subject to all applicable provisions of Federal or State law;

(10) to adopt, alter, use, and display such emblems, seals, and badges as it may adopt; and

(11) to do any and all lawful acts and things necessary or desirable in carrying out the objects and purposes of the corporation.

(Pub. L. 88–378, § 4, July 16, 1964, 78 Stat. 325.)

§ 1075. Principal office; scope of activities; resident agent.

(a) The principal office of the corporation shall be located in Williamsport, Pennsylvania, or in such other place as may later be determined by the board of directors, but the activities of the corporation shall not be confined to that place and may be conducted throughout the various States, the Commonwealth of Puerto Rico, and the possessions of the United States, and in other areas throughout the world.

(b) The corporation shall maintain at all times in the District of Columbia a designated agent authorized to accept service of process for the corporation, and notice to or service upon such agent, or mailed to the business address of such agent, shall be deemed notice to or service upon the corporation. (Pub. L. 88–378, § 5, July 16, 1964, 78 Stat. 326.)

§ 1076. Membership; voting rights.

(a) Eligibility for membership in the corporation and the rights and privileges of members shall, except as provided in this chapter, be determined as the constitution and bylaws of the corporation may provide.

(b) Each member of the corporation, other than honorary and associate members, shall have the right to one vote on each matter submitted to a vote at all meetings of the members of the corporation. (Pub. L. 88–378, § 6, July 16, 1964, 78 Stat. 326.)

§ 1077. Board of directors; composition; responsibilities.

(a) Upon enactment of this chapter the membership of the initial board of directors of the corporation shall consist of the members of the board of directors of the corporation referred to in section 1087 [1] of this title.

(b) Thereafter, the board of directors of the corporation shall consist of such number (not less than 13), shall be selected in such manner (including the filing of vacancies), and shall serve for such term as may be prescribed in the constitution and bylaws of the corporation.

(c) The board of directors shall be the governing board of the corporation and shall, during the intervals between corporation meetings, be responsible for the general policies and program of the corporation. The board shall be responsible for the control of all funds of the corporation. (Pub. L. 88–378, § 7, July 16, 1964, 78 Stat. 326.)

[1] So in original. Probably should be "1071".

§ 1078. Officers; election.

(a) The officers of the corporation shall be a chairman of the board of directors, a president, a vice president, and a secretary-treasurer. The duties of the officers shall be as prescribed in the constitution and bylaws of the corporation.

(b) Officers shall be elected annually at the annual meeting of the corporation. (Pub. L. 88–378, § 8, July 16, 1964, 78 Stat. 326.)

§ 1079. Distribution of income or assets to members; loans.

(a) No part of the income or assets of the corporation shall inure to any member, officer, or director, or be distributable to any such person during the life of the corporation or upon dissolution or final liquidation. Nothing in this subsection, however, shall be construed to prevent the payment of reasonable compensation to officers of the corporation in amounts approved by the board of directors of the corporation.

(b) The corporation shall not make loans to its officers, directors, or employees. Any director who votes for or assents to the making of a loan to an officer, director, or employee of the corporation, and any officer who participates in the making of such loan, shall be jointly and severally liable to the corporation for the amount of such loan until the repayment thereof. (Pub. L. 88–378, § 9, July 16, 1964, 78 Stat. 327.)

§ 1080. Nonpolitical nature of corporation.

The corporation, and its officers, directors, and duly appointed agents as such, shall not contribute to or otherwise support or assist any political party or candidate for office. (Pub. L. 88–378, § 10, July 16, 1964, 78 Stat. 327.)

§ 1081. Liability for acts of officers and agents.

The corporation shall be liable for the acts of its officers and agents when acting within the scope of their authority. (Pub. L. 88–378, § 11, July 16, 1964, 78 Stat. 327.)

§ 1082. Issuance of stock or payment of dividends prohibited.

The corporation shall have no power to issue any shares of stock nor to declare nor pay any dividends. (Pub. L. 88–378, § 12, July 16, 1964, 78 Stat. 327.)

§ 1083. Books and records; inspection.

The corporation shall keep correct and complete books and records of account and shall keep minutes of the proceedings of its members, board of directors, and committees having authority under the board of directors, and it shall also keep at its principal office a record of the names and addresses of its members entitled to vote. All books and records of the corporation may be inspected by any member entitled to vote, or his agent or attorney, for any proper purpose, at any reasonable time. (Pub. L. 88–378, § 13, July 16, 1964, 78 Stat. 327.)

§ 1084. Audit of financial transactions.

(a) The accounts of the corporation shall be audited annually in accordance with generally accepted auditing standards by independent certified public accountants or independent licensed public

accountants, certified or licensed by a regulatory authority of a State or other political subdivision of the United States. The audit shall be conducted at the place or places where the accounts of the corporation are normally kept. All books, accounts, financial records, reports, files, and all other papers, things, or property belonging to or in use by the corporation and necessary to facilitate the audit shall be made available to the person or persons conducting the audit; and full facilities for verifying transactions with the balances or securities held by depositories, fiscal agents, and custodians shall be afforded to such person or persons.

(b) A report of such audit shall be made by the corporation to the Congress not later than six months following the close of the fiscal year for which the audit is made. The report shall set forth the scope of the audit and include such statements, together with the independent auditor's opinion of those statements, as are necessary to present fairly the corporation's assets and liabilities, surplus or deficit with an analysis of the changes therein during the year, supplemented in reasonable detail by a statement of the corporation's income and expenses during the year including (1) the results of any trading, manufacturing, publishing, or other commercial-type endeavor carried on by the corporation, and (2) a schedule of all contracts requiring payments in excess of $10,000 and any payments of compensation, salaries, or fees at a rate in excess of $10,000 per annum. The report shall not be printed as a public domument. (Pub. L. 88–378, § 14, July 16, 1964, 78 Stat. 327.)

CODIFICATION

Provisions of this section are probably obsolete in view of Pub. L. 88–504, Aug. 30, 1964, 78 Stat. 635, which enacted provisions, set out as sections 1101 to 1103 of this title, covering audits of federally chartered corporations and which repealed the section in each chapter of this title that had individually covered the audit and report requirement with respect to each federally chartered corporation.

§ 1085. Use of assets upon dissolution or liquidation.

Upon final dissolution or liquidation of the corporation, and after discharge or satisfaction of all outstanding obligations and liabilities, the remaining assets of the corporation may be distributed in accordance with the determination of the board of directors of the corporation and in compliance with the constitution and bylaws of the corporation and all Federal and State laws applicable thereto. Such distribution shall be consistent with the purposes of the corporation. (Pub. L. 88–378, § 15, July 16, 1964, 78 Stat. 328.)

§ 1086. Exclusive right to name, emblems, seals, and badges.

The corporation shall have the sole and exclusive right to use and to allow or refuse to others the use of the terms "Little League," "Little Leaguer," and the official Little League emblem or any colorable simulation thereof. No powers or privileges hereby granted shall, however, interfere or conflict with established or vested rights. (Pub. L. 88–378, § 16, July 16, 1964, 78 Stat. 328.)

§ 1087. Acquisition of assets and liabilities of existing corporation.

The corporation may acquire the assets of the Little League Baseball, Incorporated, chartered in the State of New York, upon discharging or satisfactorily providing for the payment and discharge of all the liability of such corporation and upon complying with all laws of the State of New York applicable thereto. (Pub. L. 88–378, § 17, July 16, 1964, 78 Stat. 328.)

SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in section 1077 of this title.

§ 1088. Reservation of right to amend or repeal chapter.

The right to alter, amend, or repeal this chapter is expressly reserved. (Pub. L. 88–378, § 18, July 16, 1964, 78 Stat. 328.)

Chapter 42.—AUDITS OF FEDERALLY CHARTERED CORPORATIONS

§ 1101. Definition of private corporations established under Federal law.

The term "private corporations established under Federal law" as used in this chapter means the following organizations:

* * * * *

(49) General Federation of Women's Clubs.

(As amended Pub. L. 94–151, § 2, Dec. 15, 1975, 89 Stat. 809.)

AMENDMENTS

1975—Par. (49). Pub. L. 94–151 added par. (49).

§§ 1102, 1103.

SECTIONS REFERRED TO IN OTHER SECTIONS

These sections are referred to in section 1166 of this title.

Chapter 43.—PARALYZED VETERANS OF AMERICA [NEW]

Sec.

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§ 1151. Corporation created.

The following persons, to wit: Burton Little, Chickasaw, Alabama; Tom Goggin, Phoenix, Arizona; Leonard Chrysler, Los Altos, California; Wayne L. Capson, Garden Grove, California; George Boschet, Silver Spring, Maryland; Robert Classon, New York, New York; Edward G. Maxwell, Miami, Florida; Claude C. Beckham, Irmo, South Carolina; Benny Tschetter, Sioux Falls, South Dakota; Frederick T. Gill, Valley Station, Kentucky; Lee M. Gresham, Wixom, Michigan; Conrad M. Standinger,

Memphis, Tennessee; Curley Gullet, Denver, Colorado; Charles Swartz, Marblehead, Massachusetts; Bolivar Rivera, Rio Piedras, Puerto Rico; James Schwiem, Pasadena, Texas; Robert T. Kiggins, Pittsburgh, Pennsylvania; Glenn E. Mayer, Hines, Illinois; John Novak, Richmond, Virginia; and such other persons as are members of the Paralyzed Veterans of America, and their associates and successors, are hereby created and declared to be a body corporate by the name of Paralyzed Veterans of America (hereinafter referred to as the "corporation"). (Pub. L. 92–93, § 1, Aug. 11, 1971, 85 Stat. 317.)

SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in section 1152 of this title.

§ 1152. Completion of organization.

The persons named in section 1151 of this title, or their successors, are hereby authorized to complete the organization of the corporation by the selection of officers, the adoption of a constitution and bylaws, and the doing of such other acts as may be necessary for such purpose. (Pub. L. 92–93, § 2, Aug. 11, 1971, 85 Stat. 317.)

§ 1153. Purposes of corporation.

The objects and purposes of the corporation shall be—

(a) to preserve the great and basic truths and enduring principles upon which this Nation was founded;

(b) to form a national association for the benefit of persons who have suffered injuries or diseases of the spinal cord;

(c) to acquaint the public with the needs and problems of paraplegics;

(d) to promote medical research in the several fields connected with injuries and diseases of the spinal cord, including research in neurosurgery and orthopedics and in genitourinary and orthopedic appliances; and

(e) to advocate and foster complete and effective reconditioning programs for paraplegics, including a thorough physical reconditioning program, physiotherapy, competent walking instructions, adequate guidance (both vocational and educational), academic and vocational education (both in hospitals and in educational institutions), psychological orientation and readjustment to family and friends, and occupational therapy (both functional and diversional).

(Pub. L. 92–93, § 3, Aug. 11, 1971, 85 Stat. 317.)

§ 1154. Powers of corporation.

The corporation shall have perpetual succession and shall have power—

(a) to sue and be sued;

(b) to acquire, hold, and dispose of such real and personal property as may be necessary to carry out the corporate purposes;

(c) to make and enter into contracts;

(d) to accept gifts, legacies, and devises which will further the corporate purposes;

(e) to borrow money for the purposes of the corporation, issue bonds therefor, and secure the same by mortgage, subject in every case to all applicable provisions of Federal and State law;

(f) to adopt and alter a corporate seal;

(g) to establish, regulate, and discontinue subordinate State and regional organizations and local chapters or posts;

(h) to choose such officers, representatives, and agents as may be necessary to carry out the corporate purposes;

(i) to establish and maintain offices for the conduct of the affairs of the corporation;

(j) to adopt and alter a constitution and bylaws not inconsistent with law;

(k) to publish a newspaper, magazine, or other publications;

(*l*) to adopt and alter emblems and badges; and

(m) to do any and all acts and things necessary and proper to accomplish the objects and purposes of the corporation.

(Pub. L. 92–93, § 4, Aug. 11, 1971, 85 Stat. 317.)

§ 1155. Prohibition against issuance of stock and engaging in profitable business.

The corporation shall have no power to issue capital stock or engage in business for pecuniary profit or gain. (Pub. L. 92–93, § 5, Aug. 11, 1971, 85 Stat. 318.)

§ 1156. Nonpolitical nature of corporation.

The corporation shall be nonpolitical and, as an organization, shall not furnish financial aid to, or otherwise promote the candidacy of, any person seeking public office. (Pub. L. 92–93, § 6, Aug. 11, 1971, 85 Stat. 318.)

§ 1157. Membership.

Any American citizen shall be eligible for membership in the corporation who was regularly enlisted, inducted, or commissioned, and who was accepted for, or was on, active duty in the Army, Navy, Marine Corps, Air Force, or Coast Guard of the United States, or our allies. Service with the Armed Forces must have been terminated by discharge or separation from service under conditions other than dishonorable: *Provided, however,* That persons otherwise eligible for membership who are on active duty or who must continue to serve after the cessation of hostilities are also eligible for membership: *And, provided further,* That membership shall be limited to such persons as have suffered spinal cord injuries or diseases whether service connected or nonservice connected in origin. (Pub. L. 92–93, § 7, Aug. 11, 1971, 85 Stat. 318.)

§ 1158. Principal office; scope of activities.

The headquarters and principal place of business of said corporation shall be located in the District of Columbia, but the activities of said organization, as set out herein, shall not be confined to said city, but shall be conducted throughout the several States and any territory or possession of the United States. (Pub. L. 92–93, § 8, Aug. 11, 1971, 85 Stat. 318.)

§ 1159. Use of assets upon dissolution or liquidation.

In the event of a final dissolution or liquidation of such corporation, and after the discharge or satisfactory provisions for the discharge of all its liabilities, the remaining assets of the said corporation shall be transferred to the Veterans' Administration

to be applied to the care and comfort of paralyzed veterans. (Pub. L. 92–93, § 9, Aug. 11, 1971, 85 Stat. 318.)

§ 1160. Exclusive right to name, emblems, seals and badges.

The corporation and its State and regional organizations and local chapters or posts shall have the sole and exclusive right to have and use in carrying out its purposes the name "Paralyzed Veterans of America," and such seals, emblems, and badges as the corporation may lawfully adopt. (Pub. L. 92–93, § 10, Aug. 11, 1971, 85 Stat. 318.)

§ 1161. Books and records; inspection.

The corporation shall keep correct and complete books and records of account and shall also keep minutes of the proceedings of its members, executive committee, and committee, having any of the authority of the executive committee; and shall keep at its registered office or principal office a record giving the names and addresses of its members entitled to vote; and permit all books and records of the corporation to be inspected by any member or his agent or his attorney for any proper purpose at any reasonable time. (Pub. L. 92–93, § 11, Aug. 11, 1971, 85 Stat. 318.)

§ 1162. Resident agents.

As a condition precedent to the exercise of any power or privilege herein granted or conferred, the corporation shall file in the office of the Secretary of each State or of any territory or possession of the United States, in which organizations, chapters, or posts may be organized, the name and post office address of an authorized agent upon whom local process or demands against the corporation may be served. (Pub. L. 92–93, § 12, Aug. 11, 1971, 85 Stat. 318.)

§ 1163. Extension of privileges and rights granted under other laws.

Such provisions, privileges, and prerogatives as have been granted heretofore to other national veterans' organizations by virtue of their being incorporated by Congress are hereby granted and accrue to the Paralyzed Veterans of America. (Pub. L. 92–93, § 13, Aug. 11, 1971, 85 Stat. 319.)

§ 1164. Distribution of income or assets to members; loans.

(a) No part of the income or assets of the corporation shall inure to any member, director, officer, or employee of the corporation or be distributable to any person during the life of the corporation or upon its dissolution or final liquidation. Nothing in this subsection, however, shall be construed to prevent the payment of reasonable compensation to officers and employees of the corporation or to prevent their reimbursement for actual necessary expenses in amounts approved by the corporations board of directors.

(b) The corporation shall not make loans to its members, officers, directors, or employees. Any director who votes for or assents to the making of such a loan, and any officer who participates in the making of such a loan, shall be jointly and severally liable to the corporation for the amount of such loan until the repayment thereof. (Pub. L. 92–93, § 14, Aug. 11, 1971, 85 Stat. 319.)

§ 1165. Liability for acts of officers and agents.

The corporation shall be liable for the acts of its officers and agents when acting within the scope of their authority. (Pub. L. 92–93, § 15, Aug. 11, 1971, 85 Stat. 319.)

§ 1166. Audit of accounts.

The provisions of sections 1102 and 1103 of this title shall apply with respect to the corporation. (Pub. L. 92–93, § 16, Aug. 11, 1971, 85 Stat. 319.)

§ 1167. Reservation of rights to amend or repeal chapter.

The right to alter, amend, or repeal this chapter is hereby expressly reserved. (Pub. L. 92–93, § 17, Aug. 11, 1971, 85 Stat. 319.)